

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

AUTHORS GUILD, DAVID BALDACCI,  
BELFRY HOLDINGS, INC., MARY BLY,  
COLUMBUS ROSE, LTD., MICHAEL  
CONNELLY, SYLVIA  
DAY, ELOISA JAMES, INC., JONATHAN  
FRANZEN, JOHN  
GRISHAM, HIERONYMUS, INC., ELIN  
HILDERBRAND,  
CHRISTINA BAKER KLINE, S.C.R.I.B.E.,  
INC., SPLENDIDE MENDAX, INC, SYLVIA  
DAY LLC, VICTOR LAVALLE,  
GEORGE R.R. MARTIN, JODI PICOULT,  
DOUGLAS PRESTON, ROXANA ROBINSON,  
GEORGE SAUNDERS, SCOTT TUROW, and  
RACHEL VAIL, individually and on behalf of  
others similarly situated,

Plaintiffs,

v.

OPEN AI INC., OPENAI OPCO LLC, OPENAI  
GP LLC, OPENAI, LLC, OPENAI GLOBAL  
LLC, OAI CORPORATION LLC, OPENAI  
HOLDINGS LLC, OPENAI STARTUP FUND I  
LP, OPENAI STARTUP FUND GP I LLC,  
OPENAI STARTUP FUND MANAGEMENT  
LLC, and MICROSOFT CORPORATION,

Defendants.

JONATHAN ALTER, KAI BIRD, TAYLOR  
BRANCH, RICH COHEN, EUGENE LINDEN,  
DANIEL OKRENT, JULIAN SANCTON,  
HAMPTON SIDES, STACY SCHIFF, JAMES  
SHAPIRO, JIA TOLENTINO, TOUGH JEWS,  
INC., and SIMON  
WINCHESTER, on behalf of themselves and all  
others similarly situated,

Plaintiffs,

**ECF CASE**

No. 1:23-cv-08292-SHS;  
No. 1:23-cv-10211-SHS

**JURY TRIAL DEMANDED**

v.

OPEN AI INC., OPENAI OPCO LLC, OPENAI GP LLC, OPENAI, LLC, OPENAI GLOBAL LLC, OAI CORPORATION LLC, OPENAI HOLDINGS LLC, OPENAI STARTUP FUND I LP, OPENAI STARTUP FUND GP I LLC, OPENAI STARTUP FUND MANAGEMENT LLC, and MICROSOFT CORPORATION,

Defendants.

### **AUTHOR PLAINTIFFS' MOTION TO SEAL**

Under paragraph 25 of the Stipulated Protective Order in this case (Dkt. 338), Author Plaintiffs respectfully seek to provisionally file under seal portions of their letter motion to compel and exhibits B-I in support. The letter motion seeks a conference to discuss a discovery dispute—specifically, Author Plaintiffs seek an Order compelling OpenAI to produce the documents they have already produced to the News Plaintiffs from the custodial files of Michael Lampe, Brad Lightcap, and Wojciech Zaremba. The Author Plaintiffs seek to file portions of this letter motion under seal because exhibits B-I to the motion include and discuss documents that Defendants have designated as Protected Discovery Material under the Protective Order. Dkt. 338 ¶ 25. The Author Plaintiffs do not affirmatively seek to seal any material. Under the Protective Order, Defendants have five business days to file a statement of reasons for why the material should be sealed. *Id.* The Author Plaintiffs will review Defendants' filings, and if necessary, confer about any disagreement.

Dated: March 31, 2025

/s/ Rachel Geman

Rachel Geman  
 Anna J. Freymann  
 Wesley Dozier (*pro hac vice*)  
 LIEFF CABRASER HEIMANN &  
 BERNSTEIN, LLP  
 250 Hudson Street, 8<sup>th</sup> Floor  
 New York, NY 10013  
 Tel.: 212.355.9500  
 rgeman@lchb.com  
 afreymann@lchb.com  
 wdozier@lchb.com

Reilly T. Stoler (*pro hac vice*)  
 LIEFF CABRASER HEIMANN &  
 BERNSTEIN, LLP  
 275 Battery Street, 29th Floor  
 San Francisco, CA 94111  
 Tel.: 415.956.1000  
 rstoler@lchb.com

/s/ Scott J. Shoulder

Scott J. Shoulder  
 CeCe M. Cole  
 COWAN DEBAETS ABRAHAMS &  
 SHEPPARD LLP  
 60 Broad Street, 30th Floor  
 New York, NY 10010  
 Tel.: 212.974.7474  
 ssholder@cdas.com  
 ccole@cdas@com

/s/ Rohit D. Nath

Justin A. Nelson (*pro hac vice*)  
 Alejandra C. Salinas (*pro hac vice*)  
 Amber Magee (*pro hac vice*)  
 SUSMAN GODFREY L.L.P.  
 1000 Louisiana Street, Suite 5100  
 Houston, TX 77002  
 Tel.: 713.651.9366  
 jnelson@susmangodfrey.com  
 asalinas@susmangodfrey.com  
 amagee@susmangodfrey.com

Rohit D. Nath (*pro hac vice*)  
 SUSMAN GODFREY L.L.P.  
 1900 Avenue of the Stars, Suite 1400  
 Los Angeles, CA 90067  
 Tel.: 310.789.3100  
 rnath@susmangodfrey.com

J. Craig Smyser  
 Charlotte Lepic  
 SUSMAN GODFREY L.L.P.  
 One Manhattan West, 51st Floor  
 New York, NY 10001  
 Tel.: 212.336.8330  
 csmysyer@susmangodfrey.com  
 clepic@susmangodfrey.com

Jordan W. Connors (*pro hac vice*)  
 SUSMAN GODFREY L.L.P.  
 401 Union Street, Suite 3000  
 Seattle, WA 98101  
 Tel.: 206.516.3880  
 jconnors@susmangodfrey.com

*Interim Class Counsel*

**CERTIFICATE OF SERVICE**

I hereby certify this 31<sup>st</sup> day of March, 2025, I caused a true and correct copy of the foregoing to be electronically filed with the Clerk of the court using the CM/ECF system which will send notification to the attorneys of record and is available for viewing and downloading.

/s/ Rohit D. Nath  
(Signature)